IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODG.) NO.2207 OF 2004

Shri. Ranjit Harishchandra Parikh & Ors. ..Petitioners.

Vs.

Bombay Municipal Corporation for
Greater Mumbai & Ors. ..Respondents.

....

Mr. R.A. Yadav for the petitioners.
Ms. N.V. Sanglikar for Respondent No.1.

....

CORAM : DALVEER BHANDARI, C.J.&
DR.D.Y.CHANDRACHUD, J,

6th September, 2004.

P.C. :

1. The learned counsel appearing for the petitioners submits that the petitioners have received a legal demand notice requiring to deposit the arrears of cess amount of Rs.4,77,691/- for the period 1974 to 2004. He submits that he may be given reasonable time to deposit this amount.

2. We have heard the learned counsel for the parties. In the facts and circumstances, we deem it appropriate to direct the respondents to accept the amount of arrears of repair cess within

8 months from today in four equal installments. The schedule of payment is as follows :

Ist Installment on or before 30th September, 2004.

IInd Installment on or before 30th November, 2004.

IIIrd Installment on or before 31st January, 2005.

IVth and final installment on or before 31st March, 2005.

3. We make it clear that if there is any default in payment of installment, the entire amount shall become due and payable forthwith with 12% interest. No further directions are necessary. The writ petition is accordingly disposed of.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.